

THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

JADEN MONCHE,

Plaintiff

v.

JERRY GRILL, *et al.*,

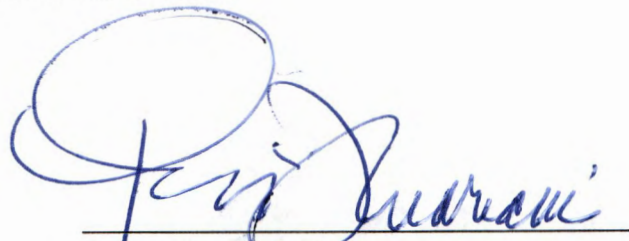
Defendants

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: (JUDGE MARIANI)
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ORDER

AND NOW, THIS 23rd DAY OF FEBRUARY, 2023, upon review of Magistrate Judge William Arbuckle's Report & Recommendation ("R&R") (Doc. 14) for clear error or manifest injustice, **IT IS HEREBY ORDERED THAT:**

1. The R&R (Doc. 14) is **ADOPTED** for the reasons stated therein.¹
2. Plaintiff's action is **DISMISSED** without leave to amend.
3. The Clerk of Court is directed to **CLOSE** this action.



Robert D. Mariani
United States District Judge

¹ Upon review of the Lackawanna County Court of Common Pleas' docket sheet for case number CP-35-CR-0002339-2020, charging Mr. Monche for the crimes underlying his current civil complaint, this Court notes that, on December 13, 2022, Mr. Monche pleaded guilty to 18 Pa. C.S.A. § 2702(a)(4) for Aggravated Assault – Attempts to Cause or Causes Bodily Injury with a Deadly Weapon and was sentenced to a term of confinement of 964 days. All other charges against Mr. Monche were *not* proessed. Thus, in addition to the reasons set forth by Magistrate Judge Arbuckle supporting dismissal of Plaintiff's Complaint, the Court notes that many of Plaintiff's claims must also be dismissed as barred under *Heck v. Humphrey*, 512 U.S. 477 (1994).